IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Goix et al.

Serial No. 09/844,080

Filed: April 26, 2001

For: Particle or Cell Analyzer and Method

Mail Stop AF Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Examiner: Gabel, G.

DRAFT RESPONSE/AMENDMENT

Art Unit: 1641

This Amendment is responsive to the Office Action mailed August 29, 2003.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks begin on page 5 of this paper.

DORSEY & WHITNEY LLP

MINITAPOLIS
SEATTLE
NEW YORK
WASHINGTON, D.C.
DENVER
LONDON
SOUTIERN CALIFORNIA

DET MOINES

SAN PRANCESCO

ANCHORAGE

850 HANSEN WAY
SUITE 200
PALO ALTO, CALIFORNIA 94304-1017
TELEPHONE: (650) 494-8700
FAX: (650) 494-8771
www.dorsey.com

PALO ALTO
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SALT LAKÉ CITY
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September 16, 2003 TOTAL # OF PAGES (INCLUDING THIS COVER SHEET): DATE: 703-308-4242 FAX #: TO: Examiner Gailene R. Gabel **USPTO** FIRM NAME: **TELEPHONE #:** Aldo J. Test FAX #: (650) 494-8771 FROM: (650) 494-8700 TELEPHONE #: EMAIL: test.aldo@dorsey.com

COMMENTS:

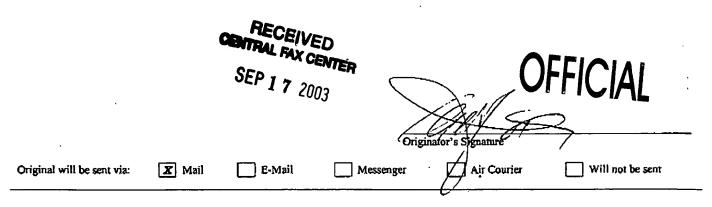
Re:

U.S. Patent Application No. 09/844,080

PARTICLE OR CELL ANALYZER AND METHOD

Filed No: April 26, 2001 Our File No.: A-69516/AJT

Please find attached the Draft Response/Amendment in response to the Final Office Action of August 29, 2003. Please review and give the undersigned a telephone call to discuss the response with the aim of placing the application in condition for allowance.



PLEASE CONTACT LORI COX AT (650) 494-8700. IF THIS TRANSMISSION IS INCOMPLETE OR CANNOT BE READ.

Reference # A-69516/AJT